
PRESENT

Members:

Councillor Peta Pinson (Mayor)
Councillor Lisa Intemann (Deputy Mayor)
Councillor Rob Turner
Councillor Sharon Griffiths
Councillor Peter Alley
Councillor Geoff Hawkins
Councillor Lee Dixon

Other Attendees:

Acting General Manager (Jeffery Sharp)
Director Corporate Performance (Rebecca Olsen)
Director Development and Environment (Melissa Watkins)
Director Infrastructure (Dan Bylsma)
Acting Director Strategy and Growth (Duncan Coulton)
Group Manager Governance (Michael Ferguson)
Governance and Legal Officer (Kirsty Callander)
Governance Support Officer (Bronwyn Lyon)

This meeting was held remotely and electronically through Skype
and is live streamed on Council's YouTube channel.
The meeting opened at 5:30pm.

01 ACKNOWLEDGEMENT OF COUNTRY

The Mayor opened the Meeting with an Acknowledgement of Country and welcomed all in attendance on line.

02 LOCAL GOVERNMENT PRAYER

Due to the current COVID-19 health emergency, the Local Government Prayer was not delivered as part of this meeting.

The Mayor referred to the retirement today of Leading Senior Constable Grant Christensen from the Port Macquarie Police Force after 41 years of service keeping the community safe and wished him and his wife well in his retirement.

03 APOLOGIES

Nil.

04 CONFIRMATION OF MINUTES

RESOLVED: Alley/Intemann

That the Minutes of the Ordinary Council Meeting held on 1 July 2020 be confirmed.

CARRIED: 7/0
FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Pinson and Turner
AGAINST: Nil

05 DISCLOSURES OF INTEREST

Councillor Griffiths declared a Special Disclosure of Pecuniary Interest under Section 451(4) & (5) of the Local Government Act 1993 in relation to Item 13.06 - Fernbank Creek and Sancrox Planning Investigation. The reason being Councillor Griffiths has family residing in this area.

06 MAYORAL MINUTES

Nil.

07 CONFIDENTIAL CORRESPONDENCE TO ORDINARY COUNCIL MEETING

There are no confidential attachments to reports for the Ordinary Council Meeting.

08 PUBLIC FORUM – MATTERS NOT ON THE AGENDA

Due to the current COVID-19 health emergency, Public Forum - Matters Not On The Agenda were not held as part of this meeting.

09 PUBLIC FORUM – MATTERS ON THE AGENDA

Due to the current COVID-19 health emergency, Public Forum - Matters On The Agenda were not held as part of this meeting.

Council invited the public to submit comments in relation to matters on the agenda in writing which were provided to Councillors prior to the meeting for the consideration of the Councillors.

SUSPENSION OF STANDING ORDERS

RESOLVED:: Dixon/Alley

That Standing Orders be suspended to allow Items 10.03, 10.04, 11.01, 11.02, 13.01, 13.04, 13.05, 13.07, 13.08 not in the block to be brought forward and considered next.

CARRIED: 7/0
FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Pinson and Turner
AGAINST: Nil

10.03 COVID-19 RECOVERY - COMMUNITY PRIORITIES FOR RECOVERY EFFORT

RESOLVED: Griffiths/Intemann

That Council:

1. Acknowledge the significant work undertaken by Council's COVID-19 Recovery Working Group since its inception on 23 April 2020.
2. Note the provision of \$1,800,000 from the Federal Government under the Local Roads and Community Infrastructure program to assist a community-led recovery from COVID-19 by supporting local jobs, firms and procurement;
3. Note the allocation by Council of COVID-19 Relief Reserve funding of \$1,492,870.
4. Request the General Manager to provide a briefing to Councillors on the recommended priority projects and initiatives identified by the COVID-19 Working Group and the implications in respect of delivery including timing and resourcing; and
5. Request the General Manager provide a report to the 12 August 2020 Council meeting outlining projects which can commence with the funding identified in Points 2 and 3.

CARRIED: 7/0
FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Pinson and Turner
AGAINST: Nil

10.04 RECRUITMENT OF THE GENERAL MANAGER

RESOLVED: Turner/Intemann

That Council:

1. Convene a General Manager Recruitment Selection Panel for the purpose of recruitment for the vacant position of General Manager.
2. Determine that Mayor Peta Pinson, Deputy Mayor Lisa Intemann, Councillor Sharon Griffiths and Councillor Geoff Hawkins represent Council on the panel, which ensures both male and female members are represented in the selection panel.
3. Determine that the recruitment consultant be a non-voting member of the General Manager Recruitment Selection Panel.
4. Delegate to the General Manager Recruitment Selection Panel the tasks of:
 - a) Determination of a recruitment company to facilitate the recruitment of the General Manager
 - b) Development of a recruitment brief and information packs in consultation with all Councillors and the recruitment firm.
 - c) With regards to the initial round of interviews:
 - i) Shortlisting of candidates for initial round of interviews.
 - ii) Determining the composition of the initial interview panel.
 - iii) Conducting initial round of interviews.
 - d) Shortlisting of candidates for final round interviews.
 - e) Ensuring that all Councillors are kept informed of key stages along the process.
5. Note that the final round of interviews will be conducted by all Councillors.
6. Note that the recommendations of the General Manager Recruitment Selection Panel will be the subject of a future report to Council.

CARRIED: 7/0

FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Pinson and Turner

AGAINST: Nil

11.01 NOTICE OF MOTION - POLL ON FLUORIDATION OF COUNCIL'S WATER SUPPLY - AMENDMENT TO THE DATE OF THE POLL

RESOLVED: Pinson/Intemann

That Council:

1. Note that at the Ordinary Council Meeting held on 18 March 2020, it was resolved:
"That Council conduct a community poll with the following wording in conjunction with the September 2020 Local Government elections, which will read:
"Would you prefer that Council stop adding fluoride (hydrofluorosilicic acid) to the public water supply?""
2. Note that the 2020 Local Government elections have been postponed until 4 September 2021 due to COVID-19 restrictions.
3. Resolve to conduct a community poll with the following wording in conjunction with the next Local Government elections, which will read:
"Would you prefer that Council stop adding fluoride (hydrofluorosilicic acid) to the public water supply?"

CARRIED: 4/3

FOR: Dixon, Griffiths, Intemann and Pinson

AGAINST: Alley, Hawkins and Turner

11.02 NAMING OF ROADS IN LAURIETON AND PORT MACQUARIE

RESOLVED: Intemann/Griffiths

That Council:

1. Not proceed to name the laneway south of Hanley Street, Laurieton between Lord and Norman streets "Araucaria Lane".
2. Request the General Manager to consider an alternative compliant name that is easier to spell and pronounce and provide a report to Council for consideration following conclusion of a further notification period in respect of the proposed naming of the laneway south of Hanley Street between Lord and Norman Streets.
3. Name the laneway west of Woods Street, Port Macquarie on the southern boundary of the sports fields and tennis courts "Hammer Lane".

CARRIED: 7/0

FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Pinson and Turner

AGAINST: Nil

13.01 KENWOOD DRIVE BRIDGE LAKE CATHIE

The Mayor displayed photos of Kenwood Drive Bridge, Lake Cathie.

RESOLVED: Pinson/Intemann

That Council:

1. Note this information provided in this report.
2. Request the General Manager provide a further report to the September 2020 Ordinary Council meeting outlining the process and costs involved in reviewing the findings of the 2011 Lake Cathie/Lake Innes Estuary Hydrodynamic Model Development and Investigation Report and developing a program for the replacement or augmentation of Kenwood Drive Bridge to improve water levels and sediment transport within areas between Lake Cathie and the entrance.

CARRIED: 7/0

FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Pinson and Turner

AGAINST: Nil

13.04 RECOMMENDED ITEM FROM LOCAL TRAFFIC COMMITTEE - INTERSECTION IMPROVEMENTS - WILLIAM STREET / MUNSTER STREET PORT MACQUARIE

RESOLVED: Pinson/Dixon

That Council undertake community engagement to inform consideration of extending the William Street median through the Munster Street intersection to improve road safety.

CARRIED: 7/0

FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Pinson and Turner

AGAINST: Nil

13.05 FERNBANK CREEK AND SANCROX PLANNING INVESTIGATION

Councillor Griffiths declared a Special Disclosure of Pecuniary Interest under Section 451(4) & (5) of the Local Government Act 1993 and left the meeting, the time being 6:34pm.

Mayor Pinson vacated the Chair and left the meeting, the time being 6:37pm.

Deputy Mayor Intemann assumed the Chair.

Mayor Pinson returned to the meeting, the time being 6:39pm.

Deputy Mayor Intemann vacated the Chair and Mayor Pinson assumed the Chair.

RESOLVED: Intemann/Alley

That Council:

1. Note the progress of the development of the Fernbank Creek and Sancrox Structure Plan.
2. Request that the Acting General Manager:
 - a) Facilitate an urgent meeting between Council, NSW Department of Planning, Infrastructure and Environment, and the proponents of the Le Clos Sancrox Planning Proposal, to clarify the path forward to Gateway submission of the Planning Proposal and exhibition of each of the Planning Proposal and the draft Fernbank Creek/Sancrox Structure Plan, and the work required.
 - b) Brief Councillors upon the outcome of the discussions at point (a).

CARRIED: 6/0

FOR: Alley, Dixon, Hawkins, Intemann, Pinson and Turner

AGAINST: Nil

Councillor Griffiths returned to the meeting, the time being 06:42pm.

13.07 KOOLOONBUNG CREEK FLYING-FOX CAMP MANAGEMENT

RESOLVED: Pinson/Griffiths

That Council note the information presented in the Kooloonbung Creek Flying Fox Camp Management Plan update report.

CARRIED: 7/0

FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Pinson and Turner

AGAINST: Nil

13.08 RECOMMENDED ITEM FROM TOWN CENTRE MASTER PLAN SUB-COMMITTEE - BICENTENNIAL WALKWAY PROJECT

RESOLVED: Hawkins/Griffiths

That Council:

1. Affirm its commitment to the Port Macquarie Foreshore Bicentenary project overall, with specific focus now on the Kooloonbung Creek and Town Green frontages as potential COVID-19 stimulus projects.
2. Note the current funding allocation from the Federal Government and the TCMP Reserve of \$2M for Town Green West to complete this project.
3. Adopt the outstanding budget is \$3.05M on the priority sections of the Port Macquarie Foreshore Bicentenary project.
4. Consider including an additional project in the adopted 2020-2021 Operational Plan should a review be undertaken, being the "Port Macquarie Foreshore Bicentenary Walkway" with a 50% contribution of \$1.525M of funding from the current TCMP budget and any available relevant developer contribution funds.
5. Seek grant funding for the remaining 50% or \$1.525M from the local Federal Member for Cowper and State Member for Port Macquarie for the outstanding priority sections of the Port Macquarie Bicentennial Walkway Project.

CARRIED: 7/0

FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Pinson and Turner

AGAINST: Nil

14 ITEMS TO BE DEALT WITH BY EXCEPTION

RESOLVED: Alley/Turner

That Items 10.01, 10.02, 10.05, 10.06, 10.07, 10.08, 10.09, 11.03, 13.02, 13.03, 13.06, 13.09 be considered as a block resolution.

CARRIED: 7/0

FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Pinson and Turner

AGAINST: Nil

RESOLVED: Intemann/Turner

That all recommendations listed in the block resolution be adopted by Council.

CARRIED: 7/0

FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Pinson and Turner

AGAINST: Nil

10.01 STATUS OF REPORTS FROM COUNCIL RESOLUTIONS

BLOCK RESOLVED: Intemann/Turner

That Council note the information contained in the Status of Reports from Council Resolutions report.

10.02 MAYORAL DISCRETIONARY FUND ALLOCATIONS - 4 TO 30 JUNE 2020

BLOCK RESOLVED: Intemann/Turner

That Council note the Mayoral Discretionary Fund allocations for the period 4 to 30 June 2020 inclusive.

10.05 REQUEST FOR LEAVE OF ABSENCE - COUNCILLOR GEOFF HAWKINS

BLOCK RESOLVED: Intemann/Turner

That Council grant leave of absence for Councillor Geoff Hawkins for the period 8 August 2020 until 16 August 2020 inclusive, which includes the Ordinary Meeting of Council scheduled 12 August 2020.

10.06 INVESTMENTS - JUNE 2020

BLOCK RESOLVED: Intemann/Turner

That Council note the Investment Report for the month of June 2020.

10.07 GLASSHOUSE PLAN 2020 - 2022 POST EXHIBITION

BLOCK RESOLVED: Intemann/Turner

That Council:

1. Note the submissions received in response to the public exhibition of the draft Glasshouse Plan 2020 - 2022 as detailed in this report.
2. In consideration of the submissions received, adopt the Glasshouse Plan 2020 - 2022 as detailed in this report.
3. Thank those people who made a submission on the draft Glasshouse Plan 2020 - 2022.

10.08 SALE OF INNES GARDENS MEMORIAL PARK CREMATORIUM AND LAWN CEMETERY

BLOCK RESOLVED: Intemann/Turner

That Council note the sale of Innes Gardens Memorial Park Crematorium and Lawn Cemetery on 1 July 2020 as detailed in this report.

10.09 LOCAL STRATEGIC PLANNING STATEMENT

BLOCK RESOLVED: Intemann/Turner

That Council:

1. Endorse preparation of a draft Local Strategic Planning Statement (LSPS) consistent with advice in this report and that it be placed on public exhibition for a period of not less than 28 days, as early as possible in 2020.
 2. Request the Acting General provide Councillors, prior to public exhibition, an exhibition-ready version of the draft LSPS.
 3. Request the Acting General Manager provide a further report at the earliest time, following public exhibition, detailing and responding to feedback received during the exhibition and any changes to the draft LSPS.
 4. Forward the "Shaping Our Future - Our Local Strategic Planning Statement for Port Macquarie-Hastings" to the Department of Planning, Industry and Environment to be finalised for publishing on the NSW Planning Portal, as required by section 3.9 of the Environmental Planning and Assessment Act, 1979 (NSW).
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11.03 CLASSIFICATION OF LAND TO BE ACQUIRED AS PART OF THE HASTINGS REGIONAL SPORTING COMPLEX AT WAUCHOPE

BLOCK RESOLVED: Intemann/Turner

That Council:

1. Pursuant to Section 34 of the Local Government Act 1993, commence the process to classify Lot 42 Deposited Plan 1016237 and Lot 3 Deposited Plan 221932 as "operational land" by placing on public exhibition the proposed resolution, "It is intended to classify Lot 42 Deposited Plan 1016237 and Lot 3 Deposited Plan 221932 (land at 42 Randall Street, Wauchope) as operational land", for a minimum period of 28 days from Monday 20 July 2020.
 2. Note that a further report will be tabled to a future Council meeting detailing any submissions received during the exhibition period.
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13.02 LORNE ROAD AND MARIA RIVER ROAD - TIMELINES FOR DESIGNS, FUNDING AND WORKS

BLOCK RESOLVED: Intemann/Turner

That Council note the information provided in this report.

13.03 ROADSIDE VEGETATION MANAGEMENT POLICY - COMMUNITY CONSULTATION

BLOCK RESOLVED: Intemann/Turner

That Council:

1. Note that 13 community submissions were received regarding the DRAFT Roadside Vegetation Management Policy.
 2. Undertake a review of the draft policy, giving consideration to the submissions received.
 3. Request the General Manager bring a report to the 23 September 2020 Ordinary Council Meeting detailing the response to the submissions and the reviewed Roadside Vegetation Management Policy.
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13.06 URBAN GROWTH MANAGEMENT STRATEGY UPDATE

BLOCK RESOLVED: Intemann/Turner

That Council:

1. Note the progress of actions from Council's Urban Growth Management Strategy as detailed within this report.
 2. Endorse the information and associated timeframes contained within this report, in relation to the proposed continued progression of actions as detailed within Council's Urban Growth Management Strategy.
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**13.09 ACQUISITION OF EASEMENT TO DRAIN WATER AT 10 DILLADERRY
CRESCENT, PORT MACQUARIE**

BLOCK RESOLVED: Intemann/Turner

That Council:

1. Pay compensation in the amount of \$10,500 (GST Exclusive) to the owners of Lot 87 DP253560, AT and KA Dun, for the acquisition of an easement to drain water depicted (A) in plan of acquisition DP1264763.
 2. Delegate authority to the General Manager, pursuant to Section 377 of the Local Government Act 1993 to sign electronically or otherwise all documents including but not limited to any authorisation form as required in accordance with the Electronic Transactions Act 2000.
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CONFIDENTIAL SESSION

RESOLVED: Dixon/Alley

1. That pursuant to section 10A subsections 2 and 3 and 10B of the Local Government Act 1993 (as amended), the press and public be excluded from the proceedings of the Confidential Session of Council on the basis that items to be considered are of a confidential nature.
2. That Council move into Closed Session to receive and consider the following items:
 - Item 15.01 John Henry Taylor and Mildred Joy Taylor V. Port Macquarie-Hastings Council
This item is considered confidential under Section 10A(2)(e) of the Local Government Act 1993, as it contains information that would, if disclosed, prejudice the maintenance of law.
 - Item 15.02 T-20-03 Design & Construction of Lake Cathie Skatepark
This item is considered confidential under Section 10A(2)(d(i)) of the Local Government Act 1993, as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.
3. That the resolutions made by Council in Confidential Session be made public as soon as practicable after the conclusion of the Confidential Session and such resolutions be recorded in the Minutes of the Council Meeting.

CARRIED: 7/0

FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Pinson and Turner

AGAINST: Nil

**15.01 JOHN HENRY TAYLOR AND MILDRED JOY TAYLOR V. PORT
MACQUARIE-HASTINGS COUNCIL**

RESOLVED: Intemann/Hawkins

That Council note the costs incurred in this matter.

CARRIED: 7/0
FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Pinson and Turner
AGAINST: Nil

15.02 T-20-03 DESIGN & CONSTRUCTION OF LAKE CATHIE SKATEPARK

RESOLVED: Dixon/Griffiths

That Council:

1. Accept the Tender from Convic Pty Ltd for the Lump Sum of \$520,000 (exclusive of GST) for the Design and Construction of Lake Cathie Skate Park.
2. Affix the seal of Council to the necessary documents.
3. Maintain the confidentiality of the documents and consideration in respect of Request for Tender T-20-03.

CARRIED: 7/0
FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Pinson and Turner
AGAINST: Nil

RESOLVED: Hawkins/Dixon

That the Council Meeting be re-opened to the public.

CARRIED: 7/0
FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Pinson and Turner
AGAINST: Nil

The outcomes of the Confidential Session of the Ordinary Council were read to the meeting by the Group Manager Governance.

The meeting closed at 7:06pm.

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Peta Pinson
Mayor
